

07-05-05

EXPRESS MAIL NO. EV335547064US

DAE 4# 92W

**TRANSMITTAL  
FORM***(To be used for all correspondence  
after initial filing)*

Application Number	09/916,240
Filing Date	July 25, 2001
First Named Inventor	Jake de Vaal
Art Unit	1745
Examiner Name	Stephen J. Kalafut
Attorney Docket No.	130109.409

**ENCLOSURES (check all that apply)**

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement; Form PTO-1449<br><input type="checkbox"/> Cited References<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts under 37 C.F.R. 1.52 or 1.53<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Request for Corrected Filing Receipt<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address<br><input type="checkbox"/> Declaration<br><input type="checkbox"/> Statement under 37 CFR 3.73(b)<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s)<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC ( <i>Appeal Notice, Brief, Reply Brief</i> )<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Return Receipt Postcard<br><input checked="" type="checkbox"/> Other Enclosure(s) ( <i>please identify below</i> ):<br><u>Application for Patent Term Adjustment</u><br>_____<br>_____<br>_____ |
|---|---|--|

Remarks**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Seed Intellectual Property Law Group PLLC	Customer Number	00500
Signature			
Printed Name	Frank Abramonte		
Date	July 1, 2005	Reg. No.	38,066

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or printed name

Date:

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
C:\NrPortb\NManage\ANGIEL\607225\_1.DOC

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL for FY 2005

## Complete if Known

Application Number	09/916,240
Filing Date	July 25, 2001
First Named Inventor	Jake de Vaal
Examiner Name	Stephen J. Kalafut
Art Unit	1745
Attorney Docket No.	130109.409

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$200)

## METHOD OF PAYMENT (check all that apply)

- ☒ Check    ☐ Credit Card    ☐ Money Order    ☐ Other (please identify): \_\_\_\_\_  
☒ Deposit Account    Deposit Account Number: 19-1090    Deposit Account Name: Seed IP Law Group PLLC  
 For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)  
☐ Charge fee(s) indicated below    ☐ Charge fee(s) indicated below, **except for the filing fee**  
☐ Charge any additional fee(s) or underpayments    ☒ Charge any underpayments or credit any overpayments of fee(s) under 37 CFR 1.16 and 1.17

**Warning:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Provisional	200	100	0	0	0	0	_____

## 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims
_____ -20 or HP = _____	X	_____	_____	Fee (\$)
				Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____ -3 or HP = _____	X	_____	_____

HP = highest number of independent claims paid for, if greater than 3

## 3. APPLICATION SIZE FEE


If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)) the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____ -100 = _____	/50 = _____	_____ (round up to a whole number)	x _____	_____

## 4. OTHER FEE(S)

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	_____
Other (e.g., late filing surcharge): Application for Patent Term Adjustment	200

## SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	38,066	Telephone	206-622-4900
Name (Print/Type)	Frank Abramonte	Date	July 1, 2005		



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jake de Vaal et al.  
Application No. : 09/916,240  
Filed : July 25, 2001  
For : FUEL CELL SYSTEM METHOD AND APPARATUS  
EMPLOYING OXYGEN SENSOR

Examiner : Stephen J. Kalafut  
Art Unit : 1745  
Date of Issuance : May 3, 2005  
U.S. Patent No. : 6,887,606  
Docket No. : 130109.409  
Date : July 1, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 CFR 1.705(d)

Commissioner for Patents:

Applicants hereby request reconsideration of the patent term noted in the above-identified patent, issued May 3, 2005. A check including the amount of \$200 for this application is enclosed.

Statement of the Facts:

The Issued Patent indicates that the Patent Term Adjustment for this application is 113 days. Applicants submit that the correct Patent Term Adjustment for this application should be two hundred thirty-three (233) days.

1. This application was filed on July 25, 2001.
2. The initial action by the USPTO was an Office Action mailed May 7, 2003. Pursuant to 37 CFR 1.702(a)(1), this initial action should have been issued by the USPTO within 14 months of the filing date of the application. As the application was filed on July 25, 2001, fourteen months would have been September 25, 2002. Therefore, pursuant to 37 CFR 1.703(a)(1), the initial action was two hundred twenty-four (224) days late.

07/07/2005 HDEMESS2 00000069 09916240

01 FC:1455

200.00 OP

3. Applicants' response to the initial action was mailed by Express Mail on November 7, 2003. Pursuant to 37 CFR 1.704(b), Applicants' response was ninety-two (92) days late.

4. A Notice of Allowance was subsequently mailed, and Applicants timely filed a Request for Continued Examination, correcting inventorship and amending the title.

5. The next action by the USPTO was the mailing of a second Notice of Allowance. The second Notice of Allowance, mailed June 25, 2004, showed a misspelling of the name of the first named inventor, and also erroneously showed the title as the application was originally filed, not as amended in the Request for Continued Examination.

6. Applicants timely paid the Issue Fee on September 22, 2004, and at that time filed a paper entitled "Remarks After Allowance," bringing to the attention of the USPTO the error introduced by the USPTO in the inventor's name, as well as the USPTO's failure to amend the title as requested. Applicants requested that the errors be corrected prior to issuance. Because receipt of the second Notice of Allowance was Applicants' first notice of the USPTO errors, Applicants could only address the problem after allowance.

7. As indicated on the enclosed Patent Term Adjustment History printout, Applicants' submission of "Remarks After Allowance" was assessed as an amendment after allowance under 37 CFR 1.312, and four months (120 days) of Patent Term Adjustment were deducted, pursuant to 37 CFR 1.704(c)(10).

8. Applicants assert that the assessment of four months of Patent Term Adjustment was in error. Applicants' "Remarks After Allowance" did not amend the application. Applicants merely requested in their "Remarks After Allowance" that amendments and changes which were submitted prior to the mailing of the second Notice of Allowance be acknowledged. Consequently, Applicants did not submit an amendment after allowance under 37 CFR 1.312, and should not have been assessed four months (120 days) of Patent Term Adjustment.

9. The Issue Fee was paid on September 22, 2004. Pursuant to 37 CFR 1.702(a)(4), the patent should have been issued on January 22, 2005. The patent was issued on May 3, 2005. Pursuant to 37 CFR 1.703(a)(6), issuance of the patent was one hundred and one (101) days late.

Application No. 09/916,240  
Application for Patent Term Adjustment

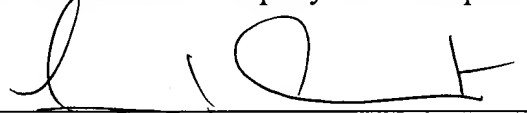
In view of the foregoing, Applicants submit that the above identified patent is entitled to a Patent Term Adjustment under 37 CFR 1.703(f) of two hundred thirty-three (233) days, calculated as follows:

USPTO delay in mailing first action	224 days
Applicant delay in responding to first action	-92 days
USPTO delay in issuing patent	<u>101 days</u>
Total Patent Term Adjustment	233 days

Applicants respectfully request that such a Patent Term Adjustment be granted. Applicants note that this application is not subject to a terminal disclaimer.

The Director is authorized to charge any additional fees due by way of this Application, or credit any overpayment, to our Deposit Account No. 19-1090.

Respectfully submitted,  
SEED Intellectual Property Law Group PLLC

  
\_\_\_\_\_  
Frank Abramonte  
Registration No. 38,066

Enclosures:

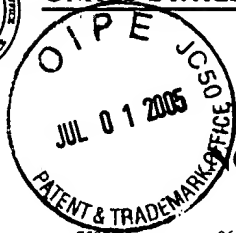
Postcard  
Check  
Copy of Face Sheet of U.S. 6,887,606  
Copy of second Notice of Allowance  
Copy of Remarks After Allowance  
Copy of Patent Term Adjustment History printout

701 Fifth Avenue, Suite 6300  
Seattle, Washington 98104-7092  
Phone: (206) 622-4900  
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(FXA:lrj) 606868\_1

FXA



## UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

## NOTICE OF ALLOWANCE AND FEE(S) DUE

00500

7590

06/25/2004

SEED INTELLECTUAL PROPERTY LAW GROUP, PLLC  
701 FIFTH AVE  
SUITE 6300  
SEATTLE, WA 98104-7092

RECEIVED

JUN 28 2004

Seed Intellectual Property  
Law Group PLLC

EXAMINER

KALAFUT, STEPHEN J

ART UNIT

PAPER NUMBER

1745

DATE MAILED: 06/25/2004

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

09/916,240

07/25/2001

Jake de Val

130109.409

6843

TITLE OF INVENTION: FUEL CELL SYSTEM METHOD, APPARATUS AND SCHEDULING

ISSUE FEE DUE  
SEPT. 25, 2004

ENTERED IN DOCKET

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$300	\$1630	09/27/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

## HOW TO REPLY TO THIS NOTICE:

## I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status is changed, pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above and notify the United States Patent and Trademark Office of the change in status, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check the box below and enclose the PUBLICATION FEE and 1/2 the ISSUE FEE shown above.

☐ Applicant claims SMALL ENTITY status.  
See 37 CFR 1.27.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

**IMPORTANT REMINDER:** Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/916,240	07/25/2001	Jake de Val	130109.409	6843
00500	7590	06/25/2004	EXAMINER	
SEED INTELLECTUAL PROPERTY LAW GROUP PLLC 701 FIFTH AVE SUITE 6300 SEATTLE, WA 98104-7092			KALAFUT, STEPHEN J	
			ART UNIT	PAPER NUMBER
			1745	

DATE MAILED: 06/25/2004

## Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 132 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 132 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) system (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.

# Notice of Allowability

Application No.

09/916,240

Examiner

Stephen J. Kalafut

Applicant(s)

DE VAAL ET AL.

Art Unit

1745

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to applicant's papers of 4/1/2004.
2. ☒ The allowed claim(s) is/are 1-9 and 11-26.
3. ☒ The drawings filed on 7/25/2001 and 11/7/2003 (figures 2, 4-6) are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All   b) ☐ Some\*   c) ☐ None   of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_



Art Unit: 1745

The following is an examiner's statement of reasons for allowance: See applicant's paper of 11/7/2003, and the Notice of Allowability, mailed 1/23/2004. The applications referred to in the present specification are still pending.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

In view of the papers filed 4/1/2004, it has been found that this nonprovisional application, as filed, through error and without deceptive intent, improperly set forth the inventorship, and accordingly, this application has been corrected in compliance with 37 CFR 1.48(a). The inventorship of this application has been changed by adding Jake de Vaal and Harvinda Deo, and deleting Robert Kenneth Parr and Brian Wells.

The application will be forwarded to the Office of Initial Patent Examination (OIPE) for issuance of a corrected filing receipt, and correction of the file jacket and PTO PALM data to reflect the inventorship as corrected.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen J. Kalafut whose telephone number is 571-272-1286. The examiner can normally be reached on Mon-Fri 8:00 am-4:30 pm.

Art Unit: 1745

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Patrick J. Ryan can be reached on 571-272-1292. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

sjk

  
STEPHEN KALAFUT  
PRIMARY EXAMINER  
GROUP  
1760



EXPRESS MAIL NO. EV335547064US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jake de Vaal et al.  
Application No. : 09/916,240  
Filed : July 25, 2001  
For : FUEL CELL SYSTEM METHOD AND APPARATUS  
EMPLOYING OXYGEN SENSOR (As Amended)

Examiner : Stephen J. Kalafut

Art Unit : 1745

Date of Notice

of Allowance : June 25, 2004

Docket No. : 130109.409

Date : September 22, 2004

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REMARKS AFTER ALLOWANCE

Commissioner for Patents:

Applicants note that there is an error in an inventor name on the Notice of Allowance. The Notice of Allowance currently shows the first named inventor as:

Jake de Val.

The correct spelling, as set out in the Supplemental Application Data Sheet filed April 1, 2004, is:

Jake de Vaal.

Applicants further note that there is an error in the title of the application on the Notice of Allowance. The Notice of Allowance currently shows the title of the application as:

FUEL CELL SYSTEM METHOD, APPARATUS AND SCHEDULING.

Application No. 09/916,240  
Remarks After Allowance

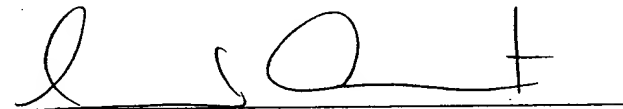
The correct title, as amended in the Supplemental Amendment filed April 1, 2004, is:

FUEL CELL SYSTEM METHOD AND APPARATUS EMPLOYING  
OXYGEN SENSOR.

Applicants respectfully request that the inventor name and the title of the application be corrected prior to issuance so that the inventor name and the title of the application are printed correctly on the issued patent.

Respectfully submitted,

Seed Intellectual Property Law Group PLLC

A handwritten signature in black ink, appearing to read 'Frank Abramonte', is written over a horizontal line.

Frank Abramonte  
Registration No. 38,066

701 Fifth Avenue, Suite 6300  
Seattle, Washington 98104-7092  
Phone: (206) 622-4900  
Fax: (206) 682-6031

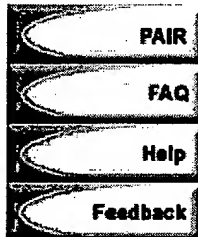
(FXA:lj) 517436\_1



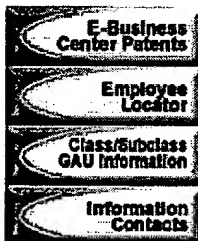
United States Patent and Trademark Office

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## PATENT APPLICATION INFORMATION RETRIEVAL



### Other Links



Printer Friendly Version

Patent Term Adjustment (PTA) for application number: 09/916,240			
			Days
Filing or 371(c) Date:	07-25-2001	USPTO Delay (PTO):	325
Issue Date of Patent:	05-03-2005	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL):	212
Post-Issue Petitions (days):	+0	Total PTA:	113
USPTO Adjustment (days):	+0	Explanation of Calculations	

Select Search Option

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☐ Continuity Data  
☐ File History  
☒ Image File Wrapper  
☐ Maintenance Fees - Retrieve fees to pay  
☐ Maintenance Fees - View payment windows

Maintenance Fees Available: Mon-Fri 5:30 AM to Midnight, Sat-Sun-Hol. 7:30 AM to 8:00 PM E.T.

Patent Term Adjustment History			
Date	Contents Description	PTO (days)	APPL (days)
05-03-2005	Patent Issue Date Used in PTA Calculation	101	
04-01-2005	Receipt into Pubs	↑	
04-01-2005	Dispatch to FDC	↑	
04-01-2005	Application Is Considered Ready for Issue	↑	
04-01-2005	Response to Amendment under Rule 312	↑	
09-22-2004	Issue Fee Payment Verified	↑	
09-22-2004	Miscellaneous Incoming Letter		
03-31-2005	Receipt into Pubs		
03-23-2005	Receipt into Pubs		
03-02-2005	Receipt into Pubs		
09-22-2004	Amendment after Notice of Allowance (Rule 312)		120
09-22-2004	Issue Fee Payment Received		
06-25-2004	Mail Notice of Allowance		
06-25-2004	Mail Oath of Declaration Required		
06-24-2004	Issue Revision Completed		
06-24-2004	Oath or Declaration Required		
06-24-2004	Notice of Allowance Data Verification Completed		
06-24-2004	Notice of Allowability		
	Rule 47 / 48 Correction of Inventorship Papers		

04-01-2004	Filed		
04-27-2004	Date Forwarded to Examiner		
04-27-2004	Date Forwarded to Examiner		
04-01-2004	Request for Continued Examination (RCE)		
04-27-2004	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)		
04-07-2004	Receipt into Pubs		
04-01-2004	Workflow incoming amendment IFW		
04-01-2004	Workflow - Request for RCE - Begin		
02-24-2004	Receipt into Pubs		
02-23-2004	Workflow - File Sent to Contractor		
01-23-2004	Mail Notice of Allowance		
01-23-2004	Mail Formal Drawings Required		
01-23-2004	Mail Oath of Declaration Required		
01-16-2004	Issue Revision Completed		
01-16-2004	Oath or Declaration Required		
01-16-2004	Formal Drawings Required		
01-16-2004	Notice of Allowance Data Verification Completed		
01-16-2004	Notice of Allowability		
11-23-2003	IFW Amended case processing Complete		
11-23-2003	Date Forwarded to Examiner		
11-07-2003	Response after Non-Final Action		92
11-07-2003	Request for Extension of Time - Granted		↑
05-07-2003	Mail Non-Final Rejection	224	↑
05-05-2003	Non-Final Rejection	↑	
02-19-2002	Information Disclosure Statement (IDS) Filed	↑	
12-18-2001	Information Disclosure Statement (IDS) Filed	↑	
12-21-2001	Case Docketed to Examiner in GAU	↑	
12-13-2001	Application Dispatched from OIPE	↑	
11-29-2001	Application Is Now Complete	↑	
09-20-2001	Notice Mailed--Application Incomplete--Filing Date Assigned	↑	
09-19-2001	Correspondence Address Change	↑	
08-03-2001	IFW Scan & PACR Auto Security Review	↑	
07-25-2001	Initial Exam Team nn	↑	

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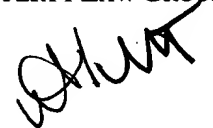
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filed July 25, 2001, for FUEL CELL SYSTEM METHOD AND APPARATUS  
EMPLOYING OXYGEN SENSOR.**

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